

*Sealed  
12/22/04*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

Plaintiffs

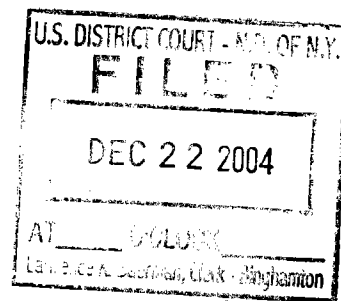
STIPULATION

vs.

Criminal Case No: 04-CR-544 (TJM)

**KUN FUK CHENG**  
a/k/a **STEVEN CHENG**;  
**JIN RONG CHENG**,  
a/k/a **JOYCE CHENG**  
and **HUI GUO**

Defendants.



IT IS HEREBY STIPULATED, by and between the parties to this action, Glenn t. Suddaby, United States Attorney for the Northern District of New York, Sara M. Lord, Assistant United States Attorney, of counsel, and Brian Devane, Esq., on behalf of defendant **KUN FUK CHENG**; Lee Greenstein, Esq. on behalf of **JIN RONG CHENG**; and Fred Rench, Esq. on behalf of **HUI GUO**, that the time period before the filing of motions be extended for ninety (90) days from the date of the signing of this Order and that this time be excluded from speedy trial computations under the provisions of Title 18, United States Code, Section 3161(h)(8)(A). This continuance will allow defense counsel to review the extremely extensive evidence and to discuss a possible disposition of the charges without unnecessarily using the time and other resources of the Court, this office, and defense counsel. It is agreed by the parties that the ends of justice served by the granting of said continuance will outweigh the interest of the public and defendants in a speedy trial.

Note: this exclusion shall pertain to all defendants, in the interest of justice and pursuant to Speedy Trial Act, unless a motion for severance is granted.

- Date of indictment: 11/17/04

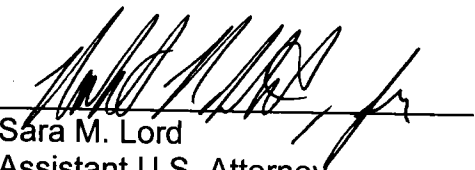
- Date of initial appearance and/or arraignment: 11/18/04
- Defendant custody status: Not in custody
- Date of detention hearing: \_\_\_\_\_
- Date of any previous exclusions granted and the length of such exclusions as to all defendants in above case: None.
- Exclusion concludes: 3/21/05
- Motions shall be filed: 3/15/05
- Motions shall be made returnable 4/22/05 @ 10:00 AM in Binghamton, NY
- Trial date/~~Plea~~ date 4/18/05 @ 10:00 AM in Binghamton, NY

Defendants are not incarcerated.

Dated: December 7, 2004

GLENN T. SUDDABY  
UNITED STATES ATTORNEY

BY:

  
Sara M. Lord  
Assistant U.S. Attorney  
Bar Roll # 104163

Dated: December , 2004

\_\_\_\_\_  
Brian Devane, Esq.  
Attorney for Defendant  
Bar Roll #

Dated: December , 2004

\_\_\_\_\_  
Lee Greenstein, Esq.  
Attorney for Defendant  
Bar Roll #

- Date of initial appearance and/or arraignment: 11/18/04
- Defendant custody status: Not in custody
- Date of detention hearing: \_\_\_\_\_
- Date of any previous exclusions granted and the length of such exclusions as to all defendants in above case: None
- Exclusion concludes: \_\_\_\_\_
- Motions shall be filed: \_\_\_\_\_
- Motions shall be made returnable \_\_\_\_\_
- Trial date/Plea date \_\_\_\_\_

Defendants are not incarcerated.

Dated: December , 2004

GLENN T. SUDDABY  
UNITED STATES ATTORNEY

BY: \_\_\_\_\_

Sara M. Lord  
Assistant U.S. Attorney  
Bar Roll # 104163

Dated: December 16, 2004

Brian W. Devane  
Brian Devane, Esq.  
Attorney for Defendant  
Bar Roll #

Dated: December , 2004

\_\_\_\_\_  
Lee Greenstein, Esq.  
Attorney for Defendant  
Bar Roll #

- Date of initial appearance and/or arraignment: 11/18/04
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- Date of any previous exclusions granted and the length of such exclusions as to all defendants in above case: None
- Exclusion concludes: \_\_\_\_\_
- Motions shall be filed: \_\_\_\_\_
- Motions shall be made returnable \_\_\_\_\_
- Trial date/Plea date \_\_\_\_\_

Defendants are not incarcerated.

Dated: December , 2004

GLENN T. SUDDABY  
UNITED STATES ATTORNEY


BY: \_\_\_\_\_

Sara M. Lord  
Assistant U.S. Attorney  
Bar Roll # 104163

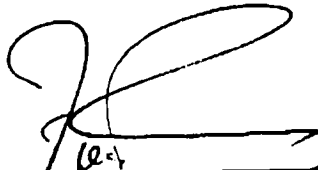
Dated: December , 2004

Brian Devane, Esq.  
Attorney for Defendant  
Bar Roll #

Dated: December 17, 2004

  
Lee Greenstein, Esq.  
Attorney for Defendant  
Bar Roll # 101854


[REDACTED]  
[REDACTED]  
Dated: December 16, 2004

  
Fred Rensch, Esq.  
Attorney for Defendant  
Bar Roll # 102432

\* \* \* \* \*

**SO ORDERED:**

Dated: December 22, 2004  
Albany, New York

  
THOMAS J. McAVOY  
UNITED STATES DISTRICT JUDGE